National Labor Relations Board



Weekly Summary of NLRB Cases

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Decisions of Administrative Law Judges

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CASESUMMARIZED VISIT <u>WWW.NLRB.GOV</u> FOR FULL TEXT

Kieft Brothers, Inc.	Elmhurst, IL	2
OTHER CONTENTS		
No Answer to Complaint Case		2
<u>Unpublished Board Order in a Representation Case</u>		2
Miscellaneous Board Decision and Order		

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Kieft Brothers, Inc. (13-CA-45023, et al.; 335 NLRB No. 19) Elmhurst, IL, Mar. 15, 2010. The Board found, in agreement with the administrative law judge, that the Employer violated Section 8(a)(3) of the Act, by laying off nine employees in retaliation for union activity. The Board found that the Employer acted with unlawful animus. In addition, based on the judge's credibility findings and the Employer's failure to present sufficient documentary evidence, the Board found that the Employer failed to show that, as it contended, the layoffs resulted from reduced business and revenue during the national economic slowdown in 2008. [HTML] [PDF]

The Board also found, in agreement with the judge, that the employer violated Section 8(a)(1), by threatening two employees with retaliation for union activity; violated Section 8(a)(5), by failing to negotiate with Teamsters Local 673 over the layoffs; but did not violate Section 8(a)(5), by failing to respond timely to the Teamsters' request for documents concerning its financial condition.

(Chairman Liebman and Member Schaumber participated.)

Charges filed by Teamsters Local 673; complaint alleged violations of Section 8(a)(1), (3) and (5). Hearing at Chicago, Apr. 13-16, 2009. Adm. Law Judge Arthur J. Amchan issued his decision July 21, 2009.

NO ANSWER TO COMPLAINT

(In the following case, the Board granted the General Counsel's motion for summary judgment based on the Respondent's failure to file an answer to the complaint.)

Capital Iron Works Co. (Boilermakers Local Lodge 83, affiliated with International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers & Helpers) (17-CA-24499; 355 NLRB No. 20) Topeka, KS, Mar. 15, 2010. [HTML] [PDF]

UNPUBLISHED BOARD DECISION AND ORDER IN A REPRESENTATION CASE

Miscellaneous Board Decision and Order

ORDER [denying Employer's motion to stay further processing of case and holding of an election]

Guide Dogs for the Blind, Inc., San Rafael, CA, 20-RC-18286, Mar. 17, 2010.

DECISIONS OF ADMINISTRATIVE LAW JUDGES

Mohawk Flooring and Janitorial Service, Inc. (an Individual) Davie County, NC, Mar. 17, 2010, 11-CA-22379, JD(ATL)-04-10, Judge George Carson II.

Western States Envelope Co. (an Individual) Butler, WI, Mar. 19, 2010, 30-CA-18296, JD-16-10, Judge Earl E. Shamwell Jr.
